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OFFICE OF PETITIONS

In re Application of :  
Chien-Ching Shen :  
Application No. 10/647,264 : ON PETITION  
Filed: June 26, 2003 :  
Attorney Docket No. SUND 475 :

This is a decision on the petition under 37 CFR 1.137(b), filed April 24, 2007, to revive the above-identified application.

The petition is **GRANTED**.

Initially, it is noted that the petition states that a petition to revive was initially filed on February 21, 2007, as shown by the accompanying postcard receipt. It is noted that the petition submitted on February 21, 2007 is captioned for Application No. 10/674,264 rather than for this application. As a result of the incorrect caption on the petition, the papers filed on February 21, 2007 were associated with the case to which the petition was directed. Since the papers submitted contained sufficient information to associate those papers with this file, the papers will be moved from the incorrect application to this application.

Petitioner should ensure that the correct identifying data appears on all papers submitted to the USPTO in order to avoid delays in acting on the application. As the petition fee was filed in the correct application on April 24, 2007, the fee filed with the petition on February 21, 2007 will be refunded to petitioner's credit card in due course.

This application became abandoned for failure to submit corrected replacement drawings on or before September 15, 2006 in reply to the Notice of Allowability, mailed June 15, 2006, which set a period for reply of three (3) months. Accordingly, this application became abandoned on September 16, 2006. A Notice of Abandonment was mailed on February 7, 2007.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the required reply in the form of replacement drawings; (2) the petition fee of \$1,500; and (3) a proper statement of unintentional delay. Accordingly, the failure to timely reply to the Notice of June 15, 2006 is accepted as being unintentionally delayed.

This application is being referred to Publishing Division for further processing in accordance with this decision accepting the unintentionally delayed submission of replacement drawings.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3218.

  
Frances Hicks  
Petitions Examiner  
Office of Petitions